

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**CLIFFORD T. NEWMAN,**

**Petitioner**

**v.**

**GEORGE PATRICK,**

**Respondents.**

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**CIVIL NO. 1:CV-06-2231**

**(Chief Judge Kane)**

**ORDER**

**AND NOW**, this 13<sup>th</sup> day of December, 2007, upon consideration of Petitioner's motion to set aside judgment (Doc. 25) and motion for briefing schedule (Doc. 23), **IT IS HEREBY ORDERED THAT** the motions (Docs. 25 & 23) are **DENIED** as premature, as Petitioner's petition for writ of habeas corpus (Doc. 1), addressing the same issue as presented in the motion to set aside judgment (Doc. 25), is currently under consideration by this Court. The motion for leave to proceed in forma pauperis (Doc. 24) is **DENIED** as moot, as the Court has already accepted the required filing fee in this case (see Doc. 8).

s/ Yvette Kane \_\_\_\_\_  
Yvette Kane, Chief Judge  
Middle District of Pennsylvania